

EXPEDITED PROCEDURE
Examining Group Number 1700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John Rebhorn et al.

Examiner: Robert A. Madsen

Serial No.: 09/781,582

Group Art Unit: 1761

Filed: February 12, 2001

Docket No.: 5515USA (G180.137.101)

Due Date: January 6, 2003

Title: PORTABLE, SIDE-BY-SIDE COMPARTMENT CONTAINER AND
 METHOD FOR SEPARATELY STORING AND DISPENSING TWO CONSUMABLE
 PRODUCTS, ESPECIALLY CEREAL AND MILK

CERTIFICATE OF TELEFACSIMILE TRANSMISSION

BOX AF

Assistant Commissioner for Patents
 Washington, D.C. 20231

Examiner Robert Madsen
 Fax No.: (703) 872-9311

Sir:

I certify that the following papers are being telefacsimile transmitted to the U.S. Patent and
 Trademark Office on the date shown below:

1. Transmittal Sheet containing Certificate of Mailing (1 pg.);
2. Amendment and Response under 37 C.F.R. 1.116 (19 pgs.); and
3. Amendment and Response under 37 C.F.R. 1.116 – Version with Markings to Show
 Changes Made (9 pgs.).

Respectfully submitted,

John Rebhorn et al.,

By their attorneys,

DICKE, BILLIG & CZAJA, P.A.
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Date: JANUARY 6, 2003
 TAC:jmc

By: Timothy A. Czaja
 Timothy A. Czaja
 Reg. No. 39,649

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GROUP 1700

30 PAGES – INCLUDING COVER PAGE

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Box AF

Commissioner for Patents
 Washington, D.C. 20231

Sir/Madam:

We are transmitting herewith the attached:

Transmittal Sheet containing Certificate of Mailing under 37 C.F.R. 1.8 (1 pg.).
 Amendment and Response Under 37 C.F.R. 1.116 (19 pgs.);
 Amendment and Response Under 37 C.F.R. 1.116 Version with Markings to Show Changes Made (9 pgs.).
 Return Postcard.

If an additional fee is required due to changes to the claims, the fee has been calculated as follows:

CLAIMS AS AMENDED						
	(1) Claims Remaining After Amendment		(2) Highest Number Previously Paid For	(3) Present Extra	Rate	Fee
TOTAL CLAIMS	50	-	51	0	x 18.00 =	\$0.00
INDEPENDENT CLAIMS	5	-	5	0.00	x 84.00 =	\$0.00
[] MULTIPLE DEPENDENT CLAIMS PRESENTED						\$0.00
TOTAL						\$0.00

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate. At any time during the pendency of this application, please charge any additional fees or credit overpayment to Deposit Account No. 500471.

DICKE, BILLIG & CZAJA, P.A.
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 Minneapolis, MN 55415

By: *Timothy A. Czaja*
 Name: Timothy A. Czaja
 Reg. No.: 39,649

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this paper, or papers, as described herein, are being transmitted by facsimile to the attention of Examiner Robert A. Madsen, of the Patent and Trademark Office, (703) 372-9311, on this 6th day of January, 2003.

By: *Timothy A. Czaja*
 Name: Timothy A. Czaja

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AMENDMENT AND RESPONSE UNDER 37 C.F.R. 1.116

Box AF
Commissioner for Patents
Washington, D.C. 20231

Dear Sir/Madam:

DO NOT ENCL Ram 1/23/03

This Amendment is responsive to the Final Office Action mailed November 6, 2002.
Please amend the above-identified patent application as follows:

IN THE CLAIMS

Please cancel claim 27.

Please amend claims 22 and 35 as follows:

1. A portable, single-use container for separately containing a first and a second consumable product, the container comprising:
 - a first compartment for containing a first consumable product, the first compartment tapering at an upper portion thereof to form a spout forming a passage along a spout internal surface; and
 - a second compartment for containing a second consumable product, the second compartment tapering at an upper portion thereof to form a mouth forming an opening along a mouth internal surface;
 wherein the first and second compartments are assembled to one another in a side-by-side fashion such that the mouth abuts the spout, and further wherein upon final assembly, the spout and mouth are positioned such that each of the respective internal surfaces define an interior section and an exterior section,